UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA : S1 07 Cr. 738 (LTS)

V.

MICHAEL BALLARD, a/k/a "Michael Moore,"

Defendant.

The above-named defendant, who is accused of violating Title 18, United States Code, Section 922(g)(1), being advised of the nature of the charges and of his rights, hereby waives, in open Court, prosecution by indictment and consents that the proceeding may be by Information instead of by Indictment.

MICHAEL BALLARD

Defendant

Witness

STEVEN M. STATSINGER, ESQ.

Counsel for Defendant

Date: New York, New York November 20, 2007